THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION No.11311 of 2006

DATE: 01.08.2006

Between:

Abdul Khadeer

... PETITIONER

AND

APSRTC, Musheerabad, Hyderabad,
Rep., by its Managing Director & others.

... RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION No.11311 of 2006

ORDER:

This writ petition is filed seeking declaration of the impugned proceedings dated 06.11.2000, wherein the petitioner was made to retire from service on the ground of loss of eye without providing any other suitable alternative employment, as illegal, unjust and violative of Articles 14, 16 and 21 of the Constitution of India, and to direct the respondents to provide any other alternative suitable employment along with all consequential benefits.

The petitioner was appointed as a Driver in the respondents-Corporation in the year 1996 and he served till his retirement. While so, the petitioner was declared as unfit to hold the post of driver, due to the loss of his sight, and accordingly, he was retired from service vide impugned proceedings, dated 06.11.2000. Subsequently, the petitioner made several representations and issued legal notice on 08.05.2006, but the respondents, having stated that his name was registered for providing alternative employment as Shramik, have not provided the same. Hence, he filed the present writ petition.

Though notice before admission was ordered by this Court on 09.06.2006, no counter-affidavit is filed.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-Corporation.

A perusal of the impugned order shows that the petitioner was informed by the 3rd respondent – Depot Manager, Parigi, Ranga Reddy District, that his name was registered for providing alternative employment as Shramik, but the 3rd respondent did not take any action in spite of several representations made by the petitioner and to the legal notice issued by him. In the circumstances, I am of the opinion that instead of keeping the writ petition pending, it is appropriate to direct the 3rd respondent - Depot Manager to consider the case of the petitioner for alternative employment, expeditiously, preferably, within a period of two months from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of. No costs.

_____

N.V. RAMANA, J.

Date: 01.08.2006
Es/Nsr